

**IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF TEXAS  
TYLER DIVISION**

VIRNETX INC., LEIDOS, INC.,	§	
	§	
Plaintiffs,	§	<b>CIVIL ACTION NO. 6:12-CV-00855-RWS</b>
	§	
v.	§	
	§	
APPLE INC.,	§	
	§	
Defendant.	§	
	§	

**ORDER**

On March 20, 2018, the Court held a pretrial conference in this matter and heard argument on the parties' motions *in limine* ("MILs," Docket Nos. 608, 609). During the hearing, the Court ruled as outlined below.

**VIRNET'X MILs (Docket No. 608)**

**VirnetX's MIL A: GRANTED.**

**VirnetX's MIL B:** This motion was **GRANTED** with respect to the Mr. Van Pelt's opinion in the liability phase and **DENIED** with respect to any other use.

**VirnetX's MIL C: GRANTED BY AGREEMENT** (as modified). *See* Docket No. 636.

**VirnetX's MIL D:** Parties are to meet and confer on this motion.

**VirnetX's MIL E: GRANTED.**

**VirnetX's MIL F:** This motion is **CARRIED** to the next pretrial.

**VirnetX's MIL G:** This motion is **CARRIED** to the next pretrial.

**VirnetX's MIL H:** This motion was **DENIED** as to sub-point (f); the remainder of the motion is **CARRIED** to the next pretrial.

**APPLE'S MILs (Docket No. 609)**

**Apple's MIL 1: GRANTED.**

**Apple's MIL 2:** VirnetX agreed to approach before discussing whether design changes were the result of a prior verdict. With respect to discussions of prior determinations, the motion is **CARRIED** to the next pretrial.

**Apple's MIL 3:** This motion is **CARRIED** to the next pretrial.

**Apple's MIL 4: GRANTED AS AGREED.** *See* Docket No. 636.

**Apple's MIL 5: DENIED.**

**Apple's MIL 6: GRANTED as AGREED.**

**Apple's MIL 7: GRANTED BY AGREEMENT** (as modified). *See* Docket No. 636.

**Apple's MIL 8: GRANTED.**

**SIGNED this 21st day of March, 2018.**

  
ROBERT W. SCHROEDER III  
UNITED STATES DISTRICT JUDGE